# CONSERVATION AND RESOURCE PROTECTION GRANT PROGRAM Question 1

### **GENERAL APPLICATION PACKET**

NEVADA DIVISION OF STATE LANDS

October, 2004

Round 2

R. MICHAEL TURNIPSEED, P.E.

Director

Department of Conservation and Natural Resources

PAMELA B. WILCOX

Administrator

KENNY C. GUINN Governor



Conservation and Resource Protection Grant Program Question 1

Address Reply to
Division of State Lands
333 S. Carson Meadows Dr., Suite 44
Carson City, Nevada 89701
Phone (775) 687-8306
Fax (775) 687-4742

#### STATE OF NEVADA

#### DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

#### Division of State Lands

#### **Dear Project Applicant:**

The application materials enclosed are for your use in submitting a project application to the Nevada Division of State Lands Conservation and Resource Protection Grant Program, commonly known as "Question 1." These materials provide the relevant information necessary to allow you to make your application complete. Our goal is for your application to be immediately accepted by Question 1 staff to review, and to avoid the need to request further information, and ultimately, to enter into a funding agreement.

Nevada Division of State Lands staff appreciates your taking the time to review the application materials carefully. In order to prepare an application that can be accepted, the team recommends that you review and where necessary, complete the following materials:

- ☐ General Grant Application Form
- ☐ Attachment Q1-C: Application Checklist
- □ Attachment Q1- R: Ranking Criteria Form
- ☐ Attachment Q1-M: Match Requirements
- Attachment Q1-E: Initial Environmental Impacts Checklist
- ☐ Attachment Q1-A: Assurances

Submittal of a detailed application will enable staff to effectively evaluate your application for program eligibility and completeness. Only if eligible and complete, can we properly rank your application. If determined to be a priority project, staff will work with you to execute a funding agreement.

To learn more about the Question 1 Program, and to assist in the application process, visit the Question 1 website at <a href="http://www.lands.nv.gov">http://www.lands.nv.gov</a>. Please feel free to contact Question 1 staff at any time. Staff is available to assist you in any way we can in the processing of your project application.

Sincerely,

Pamela B. Wilcox Administrator State Lands Registrar





### **Question 1**

Nevada Division of State Lands Conservation and Resource Protection Grant Program

### GENERAL GRANT APPLICATION

#### **ROUND 2 GRANT AWARDS**

Original ڤ Copy ش Superseded

BLUE AREAS TO BE COMPLETED BY APPLICANT

**Describe the general physical location & County (ies)*:  **Describe the general physical location Attach a separate list of Assessor's Parcel Numbers (APNs) affected by the project. If the project spans more than one county, list APNs by county. If a linear project, describe start and end points.    Entity Requesting Grant Funds (Applicant):	Pı	roject, Plan or Acquisition Title:		
by the project. If the project spans more than one county, list APNs by county. If a linear project, describe start and end points.  Entity Requesting Grant Funds (Applicant):  Project Manager:  Application Type (Check all that apply)  Recreational Trail Construction Open Space Plans Urban Parks and Greenbelts Acquisition Carson River Corridor Habitat Conservation Plans Lake Tahoe Path System Land and Water Acquisition (Co/Muni) Non-Profit Land & Water Acquisition  For NOSL Office Use Only  Received by NDSL  Initial Determination of Eligibility Incomplete Application Notice/Additional Information Requested  Complete Application Notice	Pı	roject, Plan or Acquisition Location & County(ies)*:		
Project Manager:  Application Type (Check all that apply)  Recreational Trail Construction Open Space Plans Urban Parks and Greenbelts Acquisition Carson River Corridor Habitat Conservation Plans Lake Tahoe Path System Land and Water Acquisition (Co/Muni) Non-Profit Land & Water Acquisition  For NOSL Office Use Only  Received by NDSL Initial Determination of Eligibility Incomplete Application Notice/Additional Information Requested  Complete Application Notice	Ьу	the project. If the project spans more than one county, list APNs by county. If a linear project, desc		
Application Type (Check all that apply)  Recreational Trail Construction		• •		
Recreational Trail Construction Open Space Plans Urban Parks and Greenbelts Acquisition Carson River Corridor Habitat Conservation Plans Lake Tahoe Path System Land and Water Acquisition (Co/Muni) Non-Profit Land & Water Acquisition    Par NDSL Office Use Only   Date   By	Pı	oject Manager:		
Recreational Trail Construction Open Space Plans Urban Parks and Greenbelts Acquisition Carson River Corridor Habitat Conservation Plans Lake Tahoe Path System Land and Water Acquisition (Co/Muni) Non-Profit Land & Water Acquisition    Par NDSL Office Use Only   Date   By				
Urban Parks and Greenbelts Acquisition Carson River Corridor Habitat Conservation Plans Lake Tahoe Path System Land and Water Acquisition (Co/Muni) Non-Profit Land & Water Acquisition    Fur NDSL Office Use Only   Date   By	$\mathbf{A}$	pplication Type (Check all that apply)		
Habitat Conservation Plans Lake Tahoe Path System Land and Water Acquisition (Co/Muni) Non-Profit Land & Water Acquisition    For NDSL Office Use Only		Recreational Trail Construction Dpen	Space Pla	ans
Land and Water Acquisition (Co/Muni) Non-Profit Land & Water Acquisition    Non-Profit Land & Water Acquisition		☐ Urban Parks and Greenbelts Acquisition ☐ Carso	on River C	orridor
Received by NDSL Initial Determination of Eligibility Incomplete Application Notice/Additional Information Requested Complete Application Notice		☐ Habitat Conservation Plans ☐ Lake	Tahoe Pa	th System
Received by NDSL  Initial Determination of Eligibility  Incomplete Application Notice/Additional Information Requested  Complete Application Notice		<ul><li>Land and Water Acquisition (Co/Muni)</li><li>Non-F</li></ul>	Profit Land	& Water Acquisition
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Initial Determination of Eligibility  Incomplete Application Notice/Additional Information Requested  Complete Application Notice		FOR NOAL DIVILE USE DIVIN	Date	Ву
Incomplete Application Notice/Additional Information Requested  Complete Application Notice		Received by NDSL		
Requested  Complete Application Notice		Initial Determination of Eligibility		
		· · · · ·		
Funding Agreement Executed		Complete Application Notice		
		Funding Agreement Executed		

<b>Applicant Contact</b>	Info	rma	tion:						
Name:									
Mailing Address: (City/State/Zip)									
Phone:									
Land Line	(	)	-						
☐ Mobile	(	)	-						
Fax:	(	)	-						
Email:									
<b>Authorized Project</b>	Rep	rese	entativ	e Information	ı <b>*:</b> (if differe	nt from above	)		
Name:									
Mailing Address: (City/State/Zip)									
Phone:									
Land Line	(	)	-						
☐ Mobile	(	)	-						
Fax:	(	)	-						
Email:									

<sup>\*</sup>The applicant's primary contact with respect to this application. NDSL staff will contact this person when making inquiries about this application.

#### **DECLARATION BY THE APPLICANT:**

I hereby authorize the Nevada Division of State Lands to access the property for the purpose of site visits\*. I hereby declare under penalty of perjury that this application and all information submitted as part of this application are true and accurate to the best of my knowledge. I am the owner of the subject property or I have been authorized in writing by the owner(s) of the subject property to represent this application and understand that should any information or representation be submitted in connection with this application be incorrect or untrue, the Nevada Division of State Lands may rescind any agreements made in connection with this application, or take other appropriate action. I further understand that additional information may be required by the Nevada Division of State Lands to review this application, and that the submittal of this application does not guarantee execution of a Question 1 Program Funding Agreement.

Signature (Original Signature Required)**				
	At:		Date:	
Person Preparing Application	,	County	Bato.	

<sup>\*</sup>Site visits by Nevada Division of State Lands staff may occur periodically to facilitate project implementation and to confirm adherence to grant agreement conditions.

<sup>\*\*</sup>May be signed by the Authorized Representative if authorization is given below.

#### AUTHORIZATION FOR REPRESENTATION

interest therein to make application to the Nevada Division of State I	
☐ Check Here if Not Applicable	
Print Applicant's / Owner(s) Name(s):	
☐ See Attached Sheet for Additional Owner Information	
	to get as mouleum
I/We authorize	to act as my/our sion of State Lands for the
subject property and agree to be bound by said representative. I un	derstand that additional
information may be required by the Nevada Division of State Lands representative to review this application. Any cancellation of this au	•
until receipt of written notification of same by the Nevada Division of	
that should any information or representation submitted in connection	
incorrect or untrue, the Nevada Division of State Lands may rescind connection with this application, or take other appropriate action.	any agreements made in
Applicant's/Owner(s) Signatures(s): Original Signatures Required. Attach additional she	ets if necessary.
	Date:
	Date.
	Date:
☐ See Attached Sheet for Additional Signatures	
The following attachments must also be completed by the applicant and	d attached:
Attachment Q1-C: Application Checklist	
Attachment Q1-E: Initial Environmental Impac	cts Checklist
Attachment Q1-R: Ranking Criteria Form	
Attachment Q1-A: Assurances	
Review of the following attachment is recommended:	
Attachment Q1-M: Match Requirements	

#### Attachment Q1-C: Application Checklist\*

\*See Question 1 Administrative Regulations, Section 30 for reference. To be used with funding allocations made from the second bonds sold pursuant to Chapter 6 of Statutes of Nevada 2001, Special Session.

Please complete the following checklist items. Attach pertinent documentation prepared by the applicant to the General Application form:

1.	A completed application package on forms provided by the Question 1 Program Coordinator; Forms to be completed include the Original Application, Attachment Q1-C (this checklist), Attachment Q1-R, and Q1-E (If applicable). All information should be provided on 8.5" x 11" sheets, single sided.
2.	The total projected cost of the project, including without limitation as appropriate, the estimated costs for planning, design, acquisition (Acquisition costs must be <i>actual</i> ) and construction and how the estimated costs were derived;
3.	The amount of funding requested for the project;
4.	A detailed description of the project and how the proposal meets the intent of the Program; Refer to AB9, Section 2, Subsection 7.
5.	Documentation of the project's commencement on or after July 1, 2000;
6.	A phasing and implementation schedule;
7.	Documentation of qualifications of the nonprofit organization, if applicable;
8.	A detailed description of matching contributions; See Attachment Q1-M for reference, or Section 6 of the Administrative Regulations.
9.	Proof of any title to land, lease or easement that is required to carry out the project or a letter of intent between the property owner and the acquiring governmental entity; Documents presented may include the following: Recorded Grant Deeds, Title Reports, Lease Agreements, Easement Agreements, Letter of Intent to Purchase.
10.	Proof of a willing seller/donor and willing buyer/recepient, if applicable;

Attachm Round 2		1-C: Application Checklist					
1	l1.	If the application is by a nonprofit conservation organization for acquisition of land or water, or interests in land or water, the organization's most current financial statement as well as specific details on how the investment of state monies will be secured by an interest in the property;					
1	12.	A location map and site plan of the project at an appropriate scale; Location maps shall be sized 8.5" x 11". Construction plans/details shall be drawn at 1/20 scale or larger.					
1	13.	A statement from the appropriate local, regional, state or federal agency regarding the conformity of the project to all applicable local, regional, state, and if appropriate, federal plans;					
1	14.	Documentation and statement by the applicant that adjacent property owners within a one mile radius of the subject property boundary or closest 10 <i>different</i> property owners, whichever is lesser, were fully notified about the proposal prior to submittal to the Division. The Administrator has the discretion to vary this requirement on a case by case basis; Documentation shall include a list of property owners notified, including their mailing addresses.					
1	15.	A statement from the local affected jurisdiction detailing issues, concerns, support or opposition to the proposal;					
1	16.	Completed Initial Environmental Impacts Checklist if applicable and a summary of the proposed project mitigation plan if applicable; and					
1	17.	A summary of the proposed operation and maintenance plan of the project for a period of not less than 20 years, including without limitation, the identity of the person/entity who shall operate the project and provide the maintenance.					
	End of Checklist						

Attachment Q1-E: Initial Environmental Impacts Checklist \*

\*See Question 1 Administrative Regulations, Subsection 4.2.p for reference.

The following initial Environmental Impacts Checklist is intended to help us fully understand your project. To reduce or eliminate the need for the applicant to incur unnecessary expenses in the completion of this checklist, please contact the Q1 team for guidance. If no potential impacts exist as a result of this project, please check "no". If potential impacts exist, please check "Yes" or "No with Mitigation".

<u>ı</u>	Pr	oject Name and Description: (USE ADDITION	IAL SHEET	S, IF NEC	ESSARY)	
<u> 11                                  </u>	Po	etential Environmental Impacts:				
	Б			tal Batat		
		ease provide a brief explanation for all "Yes" page 9, if necessary.	and "No,	with iviitié	gation" ansv	vers
1	Lar	nd				
	Wil	I the proposal result in:				
	a.	Erosion of soils?	Yes	No l	No, with	Data
			162	NO	Mitigation	Insufficient
	b.	A change in the topography or ground				
	٠.	surface relief features of site inconsistent with the natural surrounding conditions?				
			Yes	No	No, with Mitigation	Data Insufficient

	<ul> <li>Unstable soil conditions during or after completion of the proposal?</li> </ul>				
	completion of the proposal:	Yes	No	No, with Mitigation	Data Insufficient
2	Air Quality		•	•	•
	Will the proposal result in:				
	a. Substantial air pollutant emissions?	W.	l	l a	ا می
		Yes	No	No, with Mitigation	Data Insufficient
3	Water Quality				
	Will the proposal result in:				
	Changes in currents, or the course or direction of water movements?				
	direction of water movements:	Yes	No	No, with Mitigation	Data Insufficient
			•	•	•
	b. Alterations to the course or flow of 100- year flood waters?				
		Yes	No	No, with Mitigation	Data Insufficient
4	Vegetation				
	Will the proposal result in:				
	Removal of native vegetation in excess of the area utilized for the actual development proposed?				
		Yes	No	No, with Mitigation	Data Insufficient
	b. A change in the surface area, vegetation, hydrology, or ecological functions of a wetland, riparian area, or aquatic habitat?				
	·	Yes	No	No, with Mitigation	Data Insufficient

C.	Introduction of new vegetation that will require excessive fertilizer or water, or will provide a barrier to the normal replenishment of existing species?				
	3,1	Yes	No	No, with Mitigation	Data Insufficient
d.	Change in the diversity or distribution of species, or number of any species of plants (including trees, shrubs, grass, crops, micro flora and aquatic plants)?				
		Yes	No	No, with Mitigation	Data Insufficient
e.	Change in the numbers or habitats of any sensitive, unique, rare or endangered species of plants?				
		Yes	No	No, with Mitigation	Data Insufficient
f.	Removal of streambank and/or backshore vegetation, including woody vegetation such as willows?				
		Yes	No	No, with Mitigation	Data Insufficient
\A/:1	ماند. -				
	dlife				
	the proposal result in:				
a.	Change in the diversity or distribution of species, or numbers of any species of animals (birds, land animals including reptiles, fish and shellfish, benthic organisms, insects, mammals, amphibians or microfauna)?				
		Yes	No	No, with Mitigation	Data Insufficient
b.	Change in the numbers or habitats of any sensitive, unique, rare or endangered species of animals?				
		Yes	No	No, with Mitigation	Data Insufficient

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	C.	Introduction of new species of animals into an area, or result in a barrier to the migration or movement of animals?				
		migration of movement of animale.	Yes	No	No, with Mitigation	Data Insufficient
	d.	Deterioration of existing fish or wildlife habitat quantity or quality?				
		, , , ,	Yes	No	No, with Mitigation	Data Insufficient
6	Noi	ise				
	Will	I the proposal result in:				
	a.	Increases in existing noise levels beyond those permitted by local, state, or federal regulations?				
		Ç	Yes	No	No, with Mitigation	Data Insufficient
7	Lig	ht and Glare				
	Will	I the proposal:				
	a.	Include new or modified sources of exterior lighting?				
			Yes	No	No, with Mitigation	Data Insufficient
	b.	Create new illumination which is more substantial than other lighting, if any, within the surrounding area?				
			Yes	No	No, with Mitigation	Data Insufficient
	C.	Cause light from exterior sources to be cast off - site or onto public lands?				
			Yes	No	No, with Mitigation	Data Insufficient

	the siting of the improvements or through the use of reflective materials?				
		Yes	No	No, with Mitigation	Data Insufficient
8	Land Use				
	Will the proposal:				
	<ul> <li>Expand or intensify an existing non- conforming use?</li> </ul>				
		Yes	No	No, with Mitigation	Data Insufficient
9	Natural Resources				
	Will the proposal result in:				
	<ul> <li>A substantial increase in the rate of use of any natural resources?</li> </ul>				
		Yes	No	No, with Mitigation	Data Insufficient
	<ul> <li>Substantial depletion of any non- renewable natural resource?</li> </ul>				
		Yes	No	No, with Mitigation	Data Insufficient
10	Transportation/Circulation				
	Will the proposal result in:				
	<ul> <li>Substantial impact upon existing transportation systems, including highway, transit, bicycle or pedestrian facilities?</li> </ul>				
		Yes	No	No, with Mitigation	Data Insufficient

#### 11 Public Services

Will the proposal have an unplanned effect upon, or result in a need for new or altered governmental services in any of the following areas? Maintenance of public facilities, including roads? Yes No No, with Data Mitigation Insufficient Other governmental services? No, with Yes No Data Mitigation Insufficient 12 **Utilities** Except for planned improvements, will the proposal result in a need for new systems, or substantial alterations to the following utilities: a. Storm water drainage? Yes No No, with Data Mitigation Insufficient 13 Recreation: Does the proposal: Create additional demand for recreation facilities? No, with Yes No Data Mitigation Insufficient b. Create additional recreation capacity?

No, with

Mitigation

Data

Insufficient

Yes

No

c. Have the potential to create conflicts between recreation uses, either existing or proposed?

			Yes	No	No, with Mitigation	Data Insufficient
	d.	Result in a decrease or loss of public access to any lake, waterway, or public lands?				
			Yes	No	No, with Mitigation	Data Insufficient
15	Arc	chaeological/Historical				
	a.	Will the proposal result in an alteration of or adverse physical or aesthetic effect to a significant archaeological or historical site, structure, object or building?				
		Saliding.	Yes	No	No, with Mitigation	Data Insufficient
	b.	Is the proposed project located on a property with any known cultural, historical, and/or archaeological resources, including resources identified on regulatory official maps or records?	Yes	No	No, with	Data
					Mitigation	Insufficient
	C.	Is the property associated with any historically significant events and/or sites or persons?				
			Yes	No	No, with Mitigation	Data Insufficient
	d.	Does the proposal have the potential to cause a physical change which would affect unique ethnic cultural values?				
			Yes	No	No, with Mitigation	Data Insufficient

e.	Will the proposal restrict historic or pre- historic religious or sacred uses within the potential impact area?				
		Yes	No	No, with Mitigation	Data Insufficient
Fin	dings of Significance.				
a.	Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of Nevada history or prehistory?				
	, , ,	Yes	No	No, with Mitigation	Data Insufficient
b.	Does the project have environmental impacts which will cause substantial adverse effects on human being, either directly or indirectly?				
		Yes	No	No, with Mitigation	Data Insufficient

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III	Certification

I hereby certify that the statements furnished above and in the attached exhibits present the data and information required for this initial evaluation to the best of my ability, and that the facts, statements, and information presented are true and correct to the best of my knowledge and belief.

Signature of Person Completing this Form	Date
Written Comments (USE ADDITIONAL SHEETS AS NECESSARY):	
WHITE OF THE COLUMN TO THE COL	

For NDSL Office Use Only	_
Signature of Evaluator	Date
Title of Evaluator	

Attachment Q1-M: Match Requirements \*

\*See Question 1 Administrative Regulations, Section 6 for reference.

Each county, municipality, state agency or nonprofit organization that applies for a grant of money shall meet the match requirements specified below (Not less than the specified percentage of the total project cost):

Project Type	Match Percentage Required
Recreational Trails:	25 Percent
Urban Parks and Greenbelts:	25 Percent
Habitat Conservation Plans:	5 Percent
Open Space Plans:	5 Percent
Land/Water Acquisitions/County Population greater or	50 Percent
equal to 100,000:	
Land/Water Acquisitions/County Population less than	25 Percent
100,000:	
Carson River Corridor:	50 Percent
Lake Tahoe Path System:	50 Percent
Non-profit Land/Water Acquisitions:	50 Percent

#### **Match Eligibility**

#### **Eligible Matches:**

Eligible matches are allowed for any project initiated on or after July 1, 2000, must be directly related to the project or acquisition, and shall include the following:

- a. Cash;
- b. Planning, labor (including volunteer), appraisals, equipment rental and materials costs;
- c. Federal contributions.
- d. Any costs associated with required environmental information for the project or acquisition. Documentation must be submitted with the application;
- e. Costs for the establishment of a monitoring program to monitor a project's success: and
- f. Any other match subject to the approval of the Administrator.

#### Ineligible Matches:

The following matches are ineligible:

- a. Costs for preparation of the application;
- b. Cash or in kind services that don't relate to the proposal or the intent of the Program;
- c. Funds expended prior to the initiation of the project or July 1, 2000, whichever is later:
- d. Other state Question 1 funds; and
- e. Other matches deemed inappropriate by the Administrator.

Attachment Q1-R: Ranking Criteria Form\*

\*See Question 1 Administrative Regulations, Section 33 for reference.

The Administrator shall rank projects utilizing a point system outlined in the Division's Administrative Guidelines. Points will be allocated to each of the following topics. Since the intent of the program is to protect, preserve and obtain the benefits of property and natural resources of the State of Nevada, "environmental significance" and "public benefit" will receive higher point scores than the other ranking criteria.

To assist the Administrator, the Applicant shall self-rank the proposed project against the six criteria or topics described below. The applicant's scores shall be utilized to preliminary rank projects. Final rankings utilizing a similar point system will be determined by the Administrator. Each topic shall be self-scored 0 through 10, a zero (0) score indicating the lesser extent of significance relative to the criteria, 10 (ten) indicating the greatest amount of significance. Scores indicated for Environmental Significance and Public Benefit shall be weighted by a factor of 3 (three). Total possible score is 100 points.

Each self-score shall be followed by an attached, written rationale explaining how the proposal addresses each specific criteria.

#### 1. Environmental Significance:

The extent of environmental significance and degree of conservation and natural resource protection including, but not limited to, the preservation of a natural, scientific, cultural, archaeological, agricultural, paleontological or historical site, or a wetland or riparian resource.

Self-	1	2	3	4	5	6	7	8	9	10		
score:											(X3 =	)

#### 2. Public Benefit

The extent of the public benefit including, but not limited to, an overall advancement in the conservation and protection of the natural resources of the state, an enhancement to recreational opportunities, increased public access to lands and waters and the achievement of goals identified in adopted open space plans.

Self-	1	2	3	4	5	6	7	8	9	10		
score:											(X3 =	)

#### 3. **Proposal Objectives/Ability to Implement:**

The objectives of the proposal are clearly stated and the applicant has the ability to carry out the objectives of the proposal.

The project is detailed, the design is adequate and there is a detailed management plan included that specifies how the project will be maintained and be consistent with the intent of the Program.

Self-	1	2	3	4	5	6	7	8	9	10
score:										

#### 4. **Proposal Costs/Matches:**

The projected budget and associated costs of the proposal are reasonable and detailed, the amount and sources of matching funds contributed by the applicant are listed and the proposal meets its objectives in a cost effective manner.

Self-	1	2	3	4	5	6	7	8	9	10
score:										

#### 5. **Cooperative Efforts/Outreach:**

- The proposal is a cooperative effort with other agencies, organizations or individuals.
- The extent of support from counties, municipalities and other public entities.

Self-					
score:					

#### 6. Other Considerations:

- There is urgency for the action.
- The applicant utilizes matching contributions that exceed the program requirements.
- The application for acquisition of land includes water rights or other interests that will remain with the land in perpetuity.
- There is a local need for the proposal that warrants special consideration due to a lack of similar opportunities in the area.
- If considering an alternative to an acquisition of fee simple title, the applicant proposes an easement or remainders after life estate (conservation easement).

Self-	1	2	3	4	5	6	7	8	9	10
score:										

Attachment Q1-R: Ranking Criteria Form Round 2

Total Score =
Self-score completed by:
Date:
Applicant: Please attach written rationale for self-scoring.

Note: The applicant's self-score will be used by the Administrator to preliminarily rank project applications. Final rankings will be based on the point system described in the Nevada Division of State Lands Administrative Guidelines – Question 1 Program.

For NDSL Office Use Only	
Proposal's Ranking based on Self-Score:	



#### Attachment Q1-A: Assurances

Question 1 Applicants will be required to meet the conditions listed below prior to execution of a project Funding Agreement. Please review the document carefully, and if appropriate, provide the requisite signatures, and submit the original, signed Assurances Agreement with your Question 1 General Application.

#### **ASSURANCES**

# State of Nevada, Division of State Lands Conservation and Resource Protection (Question 1) Grant Program

Applicant hereby assures and certifies that they will comply with the regulations, policies, guidelines and requirements of the Nevada Division of State Lands (State Lands). Also, Applicant gives assurance and certifies with respect to a Funding Agreement that:

- A. Applicant possesses legal authority to apply for the grant, along with the ability to finance and construct the proposed facilities.
- B. Applicant gives assurance that a resolution, motion statute authority or similar action has been duly adopted or passed as an official act of the applicant's governing body, authorizing the filing of the application, including all understandings and assurances contained therein, and directing and authorizing the person identified as the official representative of the applicant to act in connection with the application and to provide such additional information as may be required.
- C. Applicant will have sufficient funds available to meet the non-Bond Act share of the costs with the understanding that Grant payments are usually on a reimbursement basis only, and that advances will be given only under extraordinary need.
- D. Applicant will have sufficient funds available when construction is completed to assure effective operation and maintenance of the facility for at least 20 (twenty) years after project completion for the purposes constructed. Applicant will not dispose of or encumber its title or other interests in the site and facilities for 20 years without state approval. The applicant will maintain the project and associated infrastructure for a minimum of 20 years.
- E. To the fullest extent permitted by law, Applicant will agree to indemnify, hold harmless and defend the State of Nevada, it's officers, employees, agents and invitees from and against all liabilities, claims, actions, damages, losses, and expenses, including but not limited to attorneys' fees, arising out of any alleged negligent or willful acts or omissions of the Applicant, its officers, employees and agents.



- F. Applicant will furnish progress reports and such other information as the grantor agency may require. At a minimum STATE LANDS will be notified and given the opportunity to review the project design and construction at multiple project milestones:
  - Project Initiation after grant award
  - Preconstruction Meeting
  - Completion of 25, 50, and 90 percent of the Project design
  - Final design prior to advertisement and award of contract
  - Completion of 25, 50 and 75% of construction
  - Project completion prior to release of contractor
- G. Applicant will provide and maintain competent and adequate engineering supervision and inspection at the construction site to insure that completed work conforms to the approved plans and specifications.
- H. Applicant will operate and maintain the work done in accordance with the minimum standards as may be required or prescribed by the applicable state and local agencies.
- I. Applicant will obtain all permits, easements and other private and governmental agency approvals required for the project prior to the commencement of construction.
- J. Applicant must receive notice to proceed from STATE LANDS prior to advertisement of bids and commencement of construction.
- K. Applicant will give STATE LANDS or it's designate, access to and the right to audit project records.
- L. Applicant will cause work on the project to be commenced within a reasonable time after receipt of notification from the approving state agency that funds have been approved and that the project will be prosecuted to completion with reasonable diligence.
- M. Applicant will comply with Title IV of the Civil Rights Act of 1964 (P. O. 88-352).
- N. Applicant will establish safeguards to prohibit employees from using their positions for a purpose that is or gives the appearance of being motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business, or other ties.
- O. Applicant will comply with the provisions of the Hatch Act which limit the political activity of employees.
- P. Applicant understands that competitive opening bidding is required as outlined in Nevada Revised Statutes Chapter 338.

Name:	
Signature:	Date: